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UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/756,830	01/08/2001	Sydney Brenner	810-02

CONFIRMATION NO. 6856

FORMALITIES LETTER



OC000000005826384

Opex Therapeutics, Inc.
3832 Bay Center Place
Hayward, CA 94545

Date Mailed: 03/05/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.
- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

For questions regarding compliance to these requirements, please contact:

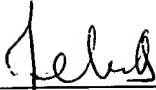
- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

06/11/2001 BNGUYEN1 00000077 09756830

01 FC:105

130.00 OP

*A copy of this notice **MUST** be returned with the reply.*

A handwritten signature in dark ink, appearing to be "J. Schub", is written above a horizontal line.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

H-W

#Sector
Box 1 SEQ
List, "



I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C., 20231, on:

Date: 6-4-01

By: Deborah D. Brackmeyer

Socket No. 5525-0046.30

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

Sydney Brenner, et al.

SERIAL No.: 09/756,830

FILED: January 8, 2001

FOR: **ENZYMATIC SYNTHESIS OF OLIGONUCLEOTIDE TAGS**

EXAMINER: Unknown

ART UNIT: 1632

Response to Notice to File Missing
Parts of Application

Box Missing Parts
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

1. In response to the Notice to File Missing Parts mailed March 5, 2001 (copy enclosed), applicant submits the following:

- ☒ A Petition for 1-Month Extension of Time
- ☒ An Executed Declaration of Inventorship
- ☒ A Power of Attorney by Assignee
- ☒ A Sequence Listing printout, floppy diskette, Matching Declaration under 37 CFR §1.821, and copy of Raw Sequence Listing Error Report
- ☒ a copy of an assignment recordation cover sheet for informational purposes only (Form PTOL-1595) for assignment being filed separately.

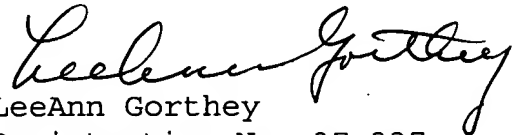
2. Conditional Petition for Extension of Time

Applicant petitions for an Extension of Time if necessary for timely filing of this Response.

3. Fee Payment

- ☐ Applicant claims small entity status. See 37 CFR \$1.27
- ☒ Enclosed is a check for \$240.00 in payment of the surcharge for late filing of declaration or oath (\$130.00), and the 1-month extension fee (\$110.00).
- ☒ Please charge any underpayment for timely filing of this Response to Deposit Account No. 04-0531.

Respectfully submitted,


LeeAnn Gorthey

Registration No. 37,337

Date: 6-4-01

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Customer No. 22918

Phone: (650) 324-0880